

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

WAYMO LLC,

Plaintiff,

v.

UBER TECHNOLOGIES, INC.,  
OTTOMOTTO LLC; OTTO TRUCKING LLC,

Defendants.

Case No. 3:17-cv-00939-WHA

~~[PROPOSED]~~ ORDER ON  
ATTORNEY-CLIENT  
COMMUNICATION PURSUANT TO  
RULE 502

Trial Date: February 5, 2017

1 WHEREAS, Waymo has indicated that it would like to take the depositions of 6 Morrison  
2 & Foerster partners and one Boies Schiller partner;

3 WHEREAS, Uber objects to such depositions;

4 WHEREAS, the Special Master has recommended that Waymo provide four written  
5 questions to be answered by Morrison & Foerster and Boies Schiller;

6 WHEREAS, the parties agree that responding to those four questions will not constitute a  
7 waiver of the attorney-client privilege, work product or any other applicable privilege or  
8 protection in any way for this or any other litigation, arbitration, or investigation;

9 WHEREAS, the parties have also agreed that they will not argue that the "sword/shield"  
10 doctrine requires further disclosure of privileged information due to the limited disclosure agreed-  
11 upon herein;

12 IT IS HEREBY ORDERED, pursuant to Rule 502 of the Federal Rules of Evidence, that  
13 the disclosure described herein will not operate as a waiver of any applicable privileges or  
14 protections in this litigation or any other federal or state proceeding.

15 IT IS SO STIPULATED.

16 Dated: December ~~11~~, 2017

17 12

  
HONORABLE JACQUELINE SCOTT CORLEY  
United States Magistrate Judge